IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

RECORDED BOOKS, LLC,

Civil Action No. 8:07-cv-01427-DKC

Plaintiff,

[PROPOSED] ORDER GRANTING

JOINT MOTION FOR ORDER OF : DISMISSAL WITHOUT

PREJUDICE

OCLC ONLINE COMPUTER LIBRARY

CENTER, INC. d/b/a NETLIBRARY,

Defendant.

v.

Pursuant to Local Rule 111, and upon consideration of plaintiff Recorded Books, LLC's ("Recorded Books") and defendant OCLC Online Computer Library Center, Inc. d/b/a NetLibrary's ("NetLibrary") joint motion for order of dismissal without prejudice, the Court hereby grants Recorded Books' and NetLibrary's joint motion for order of dismissal without prejudice and ORDERS that this case is dismissed without prejudice to the right of a party to move for good cause to reopen the case within sixty (60) days of the date of this order if the settlement is not consummated. The Court further ORDERS that each party shall bear its own costs.

SO ORDERED this Bay of November, 2007

Mibralk Cheranous Deborah K. Chasanow United States District Judge